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11 **UNITED STATES DISTRICT COURT**

12 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

13 L.A. Taxi Cooperative, Inc. dba Yellow Cab
Co.; Administrative Services SD, LLC dba
14 Yellow Radio Service; All Yellow Taxi, Inc.
dba Metro Cab; American Cab, LLC;
15 American Cab, LLC dba Pomona Valley
Yellow Cab; Bell Cab Company, Inc.; TM-
16 MTM, Inc.; Big Dog City Corporation dba
Citywide Dispatch, Citywide Taxi, and Big
17 Dog Cab; Cabco Yellow, Inc. dba California
Yellow Cab; C&J Leasing, Inc. dba Royal
18 Taxi; G&S Transit Management, Inc.; Gorgee
Enterprises, Inc.; LA City Cab, LLC; Long
19 Beach Yellow Cab Co-operative, Inc.;
Network Paratransit Systems, Inc.; South Bay
20 Co-operative, Inc. dba United Checker Cab;
Taxi Leasing, Inc. dba Yellow Cab of Ventura
21 County; Tri-City Transportation Systems, Inc.;
Tri Counties Transit Corporation dba Blue
22 Dolphin Cab of Santa Barbara, Yellow Cab of
Santa Maria, and Yellow Cab of San Luis
23 Obispo; and Yellow Cab of South Bay Co-
operative, Inc. dba South Bay Yellow Cab,

24 Plaintiffs,

25 vs.

26 Uber Technologies, Inc.; Rasier, LLC; and
27 Rasier-CA, LLC,

28 Defendants.

CASE NO. 3:15-cv-01257-JST

**PLAINTIFFS TAXI LEASING, INC. DBA
YELLOW CAB OF VENTURA COUNTY;
AND TRI COUNTIES TRANSIT
CORPORATION DBA BLUE DOLPHIN
CAB OF SANTA BARBARA, YELLOW
CAB OF SANTA MARIA, AND YELLOW
CAB OF SAN LUIS OBISPO'S
RESPONSES TO DEFENDANT UBER
TECHNOLOGIES, INC.'S SECOND SET
OF INTERROGATORIES**

1 PROPOUNDING PARTY: DEFENDANT UBER TECHNOLOGIES, INC.

2 RESPONDING PARTY: PLAINTIFFS TAXI LEASING, INC. DBA YELLOW CAB OF
3 VENTURA COUNTY; TRI COUNTIES TRANSIT
4 CORPORATION DBA BLUE DOLPHIN CAB OF SANTA
BARBARA, YELLOW CAB OF SANTA MARIA, AND
YELLOW CAB OF SAN LUIS OBISPO

5 SET NO.: TWO

6 **I. PRELIMINARY STATEMENT**

7 All answers contained herein are based only upon such information and documents
8 presently available and specifically known to Plaintiffs Taxi Leasing, Inc. dba Yellow Cab of
9 Ventura County; and Tri Counties Transit Corporation dba Blue Dolphin Cab of Santa Barbara,
10 Yellow Cab of Santa Maria, and Yellow Cab of San Luis Obispo ("Plaintiffs"). In addition,
11 further independent discovery, independent investigation, legal research and/or analysis may
12 supply additional facts and/or add meaning to the known facts. The responses hereinafter set forth
13 are given without prejudice to Plaintiffs' right at trial to produce evidence of any subsequently
14 discovered fact or facts that may later develop.

15 **II. GENERAL OBJECTIONS**

16 Plaintiffs object generally to the Interrogatories on the following grounds, each of which is
17 incorporated by reference in the responses to the individual Interrogatories below. All responses
18 set forth herein are subject to and without waiver of any of these General Objections:

19 1. Plaintiffs object to each interrogatory, instruction or definition that purports to
20 impose obligations on Plaintiffs greater than those imposed by the Federal Rules of Civil
21 Procedure, the Civil Local Rules, the applicable standing orders, and orders of this Court.

22 2. Plaintiffs object to the Interrogatories to the extent that they are compound,
23 conjunctive, or disjunctive.

24 3. Plaintiffs object to each Interrogatory, instruction or definition to the extent that it
25 calls for the disclosure of information protected by the attorney-client privilege, the attorney work
26 product doctrine, and/or is otherwise privileged or protected from discovery.

27 4. Plaintiffs object to each Interrogatory to the extent that it fails to state with
28 sufficient particularity the information and categories of information to be provided.

1 5. Plaintiffs object to the Interrogatories to the extent they seek to require Plaintiffs to
2 produce all information that supports or otherwise relates to specific contentions in this litigation,
3 on the grounds that such contention interrogatories are unduly burdensome and premature at this
4 stage of the litigation.

5 6. Plaintiffs object to the Interrogatories, as well as the definitions and instructions, to
6 the extent the information requested is not relevant to a party's claim or defense and/or is not
7 proportional to the needs of the case.

8 7. Plaintiffs object to the Interrogatories to the extent that they, or any portion of
9 them, seek information within the possession, custody, or control of any Defendant, or of publicly
10 available information such that the information is obtainable from some other source that is more
11 convenient, less burdensome, or less expensive, or the production of the information will impose
12 undue burden, inconvenience, or expense upon Plaintiffs.

13 8. In responding to these Interrogatories, Plaintiffs do not in any way waive or intend
14 to waive any privilege or objection, but rather intend to preserve and are preserving the following:

15 a) all objections as to the relevancy, materiality, and admissibility of any information
16 sought by any Interrogatory;

17 b) all objections as to vagueness, ambiguity or other infirmity in the form of the
18 Interrogatories and any objections based on the undue burden imposed by the Interrogatories and
19 each individual Interrogatory contained therein;

20 c) all rights to object on any grounds to the use of any of the responses, or their subject
21 matter, in any subsequent proceedings, including the trial of this or any other action;

22 d) all rights to object on any grounds to any further Interrogatories or other discovery
23 requests involving or related to the subject matter of the Interrogatories;

24 e) the right to supplement responses to the Interrogatories prior to trial; and

25 f) any and all privileges and/or rights under the Federal Rules of Civil Procedure or other
26 statutes, guidelines or case law.

27 **III. OBJECTIONS TO DEFINITIONS**

28 1. Plaintiffs object to the definition of the term "STATE THE BASIS" as overly broad

1 and burdensome. Plaintiffs further object to the extent that this definition calls for privileged
 2 and/or protected information. In addition, Plaintiffs object to the extent that this definition seeks
 3 information outside of Plaintiffs' possession, custody, or control. Plaintiffs' responses to the
 4 Interrogatories are based on information in Plaintiffs' possession, custody, or control, excluding
 5 information in the sole possession of Plaintiffs' counsel obtained during pre-filing investigation
 6 and over the course of this litigation. Plaintiffs further object to this definition to the extent that it
 7 seeks to impose more than is required by the provisions under the Federal Rules of Civil
 8 Procedure, the Civil Local Rules, the applicable standing orders, and orders of this Court.

9 2. Plaintiffs object to the definition of "COMMUNICATION" as overly broad and
 10 burdensome. Plaintiffs further object to the extent that this definition calls for privileged and/or
 11 protected information. In addition, Plaintiffs object to the extent that this definition seeks
 12 information outside of Plaintiffs' possession, custody, or control. Plaintiffs' responses to the
 13 Interrogatories are based on information in Plaintiffs' possession, custody, or control, excluding
 14 information in the sole possession of Plaintiffs' counsel obtained during pre-filing investigation
 15 and over the course of this litigation. Plaintiffs further object to this definition to the extent that it
 16 seeks to impose more than is required by the provisions under the Federal Rules of Civil
 17 Procedure, the Civil Local Rules, the applicable standing orders, and orders of this Court.

18 3. Plaintiffs object to the definition of "DOCUMENT" as overly broad and
 19 burdensome. Plaintiffs further object to the extent that this definition calls for privileged and/or
 20 protected information. In addition, Plaintiffs object to the extent that this definition seeks
 21 information outside of Plaintiffs' possession, custody, or control. Plaintiffs' responses to the
 22 Interrogatories are based on information in Plaintiffs' possession, custody, or control, excluding
 23 information in the sole possession of Plaintiffs' counsel obtained during pre-filing investigation
 24 and over the course of this litigation. Plaintiffs further object to this definition to the extent that it
 25 seeks to impose more than is required by the provisions under the Federal Rules of Civil
 26 Procedure, the Civil Local Rules, the applicable standing orders, and orders of this Court.

27 4. Plaintiffs object to the definition of the terms "YOU" and "YOUR" as overly broad
 28 and burdensome. Plaintiffs further object to the extent that this definition calls for privileged

1 and/or protected information. In addition, Plaintiffs object to the extent that this definition seeks
 2 information outside of Plaintiffs' possession, custody, or control. Plaintiffs' responses to the
 3 Interrogatories are based on information in Plaintiffs' possession, custody, or control, excluding
 4 information in the sole possession of Plaintiffs' counsel obtained during pre-filing investigation
 5 and over the course of this litigation. Plaintiffs further object to this definition to the extent that it
 6 seeks to impose more than is required by the provisions under the Federal Rules of Civil
 7 Procedure, the Civil Local Rules, the applicable standing orders, and orders of this Court.

8 5. Plaintiffs object to the definition of the term "RELATING TO" as overly broad and
 9 burdensome. Plaintiffs further object to the extent that this definition calls for privileged and/or
 10 protected information. In addition, Plaintiffs object to the extent that this definition seeks
 11 information outside of Plaintiffs' possession, custody, or control. Plaintiffs' responses to the
 12 Interrogatories are based on information in Plaintiffs' possession, custody, or control, excluding
 13 information in the sole possession of Plaintiffs' counsel obtained during pre-filing investigation
 14 and over the course of this litigation. Plaintiffs further object to this definition to the extent that it
 15 seeks to impose more than is required by the provisions under the Federal Rules of Civil
 16 Procedure, the Civil Local Rules, the applicable standing orders, and orders of this Court.

17 **RESPONSES TO INTERROGATORIES, SET TWO**

18 **INTERROGATORY NO. 5:**

19 Please precisely identify the geographic area where YOU offer taxi cab services, and if that
 20 area has changed from March 2009 to present, please specifically identify the changes.

21 **RESPONSE TO INTERROGATORY NO. 5:**

22 Plaintiffs incorporate by reference the Preliminary Statement, General Objections, and
 23 Objections to Definitions set forth above. Plaintiffs further object to the extent that the
 24 information sought is protected by the attorney-client privilege, the attorney work product
 25 doctrine, and/or is otherwise privileged and/or protected from discovery. Plaintiffs further object
 26 to the extent the information is publically available and, thus, equally available to the Defendants.
 27 Plaintiffs further object to the phrases "precisely," "specifically," and "the geographic area where
 28 YOU offer taxi cab services" as vague and ambiguous. The use of the terms "precisely" and

1 “specifically” renders this request unduly burdensome. Plaintiffs will respond with the specificity
 2 required by the Federal Rules of Civil Procedure, the Civil Local Rules, the applicable standing
 3 orders, and orders of this Court.

4 Subject to and without waiving all general and specific objections, Plaintiffs respond as
 5 follows:

6 Plaintiff Taxi Leasing, Inc. dba Yellow Cab of Ventura County provides taxi cab services
 7 in Ventura County.

8 Plaintiff Tri Counties Corporation dba Blue Dolphin Cab of Santa Barbara, Yellow Cab of
 9 Santa Maria, and Yellow Cab of San Luis Obispo provides taxi cab services in the Counties of
 10 Ventura, Santa Barbara and San Luis Obispo.

11
 12 December 7, 2015

/s/ Benjamin E. Shiftan

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VERIFICATION

I, Mahmood Babaeian, declare:

I hereby state that I am Manager of Taxi Leasing, Inc. dba Yellow Cab of Ventura County; and Tri Counties Transit Corporation dba Blue Dolphin Cab of Santa Barbara, Yellow Cab of Santa Maria, and Yellow Cab of San Luis Obispo. I am authorized to make this verification on behalf of Taxi Leasing, Inc. dba Yellow Cab of Ventura County; and Tri Counties Transit Corporation dba Blue Dolphin Cab of Santa Barbara, Yellow Cab of Santa Maria, and Yellow Cab of San Luis Obispo in this action.

I have read the foregoing PLAINTIFFS TAXI LEASING, INC. DBA YELLOW CAB OF VENTURA COUNTY; AND TRI COUNTIES TRANSIT CORPORATION DBA BLUE DOLPHIN CAB OF SANTA BARBARA, YELLOW CAB OF SANTA MARIA, AND YELLOW CAB OF SAN LUIS OBISPO'S RESPONSES TO DEFENDANT UBER TECHNOLOGIES, INC.'S SECOND SET OF INTERROGATORIES and hereby declare that the responses are true to and correct to the best of my personal knowledge, information, and belief, with the exception of those matters upon which I have relied on the investigation of counsel, and as to those matters, I believe them to be true.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. I reserve my right to supplement or revise this statement based upon any subsequently discovered documents or information.

Executed at CAMARILLO, CA on 12-4, 2015.


Mahmood Babaeian